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Attorneys for Respondent

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

PROSPECT ENERGY CORPORATION,

PROSPECT CAPITAL MANAGEMENT LLC, JOHN F. BARRY, M. GRIER ELIASEK, WALTER PARKER and

BART DE BIE,

08-CIV-3721-CM

Petitioners,

AFFIDAVIT OF JASON A. ITKIN

-against-

MICHAEL ENMON,

Respondent.

## Affidavit of Jason A. Itkin

THE STATE OF TEXAS

§

COUNTY OF HARRIS

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1. My name is Jason A. Itkin. I am over 21 years of age and am competent to make this affidavit. I have never been convicted of a felony or crime of moral

turpitude. I have personal knowledge of the facts stated herein and they are true and correct.

2. I have reviewed Michael Enmon's Objection to Prospect's Petition to Confirm Arbitration, Response to Prospect's Memorandum of Law in Support of Petition to Confirm, and Motion to Stay Confirmation Proceedings Until Arbitration Is Completed. The statements, allegations, and documents attached to the brief are true and correct.

FURTHER, AFFIANT SAITH NOT.

Jason A. Itkin

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public, by Jason A. Itkin on this 12<sup>th</sup> day of May, 2008, to certify which witness my official hand and seal of office.

Notary Public in and for the State of Telas

My Commission Expires: 3/34/11

